

PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: VALENTIN SERGEEVICH ERKHOV-1 (PCT) (DECEASED)  
 SERIAL NO.: 09/673,686 FILED:  
 INT'L.APPLN.NO.: PCT/RU98/00143 FILED: MAY 18, 1998  
 FOR: METHOD FOR PRODUCING A SPECIFIC ANTISERUM  
 AGAINST THE UNIVERSAL TUMOROUS ANTIGEN AND  
 METHOD FOR DIAGNOSING MALIGNANT TUMORS USING  
 THE ANTISERUM

RESPONSE TO NOTIFICATION OF MISSING  
REQUIREMENTS UNDER 35 U.S.C. §371

ATTN: BOX PCT  
 Assistant Commissioner of Patents  
 Washington, D.C. 20231

Sir:

In response to the enclosed Notification of Missing Requirements dated November 7, 2000, applicant is submitting the Combined Declaration/Power of Attorney and a check for \$65.00 for the late fee. The legal Testament and translation of the relevant portion are also attached.

Also attached hereto is an executed ASSIGNMENT, along with the required cover sheet, with authorization to charge the \$40.00 to the undersigned attorneys' deposit account.

Any fee deficiencies may be charged to deposit account 03-2468.

Respectfully submitted,  
 VALENTIN SERGEEVICH ERKHOV

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\_\_\_\_\_  
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 Attorneys for Applicant

Enclosures: Form PCT/DO/EO/905, Executed Declaration/Power of Attorney, Check for \$65.00, Legal Testament and translation of relevant portion thereof, and Assignment with cover sheet.

EXPRESS MAIL NO. EL 769 422 926 US

Date of Deposit December 1, 2000

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10, on the date indicated above, and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Lisa L. Vulpis  
 Lisa L. Vulpis

9/16/98



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box PCT  
Washington, D.C. 20231

U.S. APPLICATION NO. 3, 536

ERKHOV

FIRST NAMED APPLICANT

ATTY. DOCKET NO. ERKHOV-1 (PC)

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5611

INTERNATIONAL APPLICATION NO. PCT/RU98/00143

I.A. FILING DATE

PRIORITY DATE

05/18/98 04/20/98

DATE MAILED:

11/07/00

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as  a Designated Office (37 CFR 1.494),  an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee.
- Copy of the international application in:
  - a non-English language.
  - English.
- Translation of the international application into English.
- Oath or Declaration of inventors(s) for DO/EO/US.
- Copy of Article 19 amendments.
- Translation of Article 19 amendments into English.
- The International Preliminary Examination Report in English and its Annexes, if any.
- Translation of Annexes to the International Preliminary Examination Report into English.
- Preliminary amendment(s) filed 19 OCT 19 and \_\_\_\_\_
- Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_
- Assignment document.
- Power of Attorney and/or Change of Address.
- Substitute specification filed \_\_\_\_\_.
- Statement Claiming Small Entity Status.
- Priority Document.
- Copy of the International Search Report  and copies of the references cited therein.
- Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
  - The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
  - The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a  large entity  small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY  21 OR  31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5.  The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice **MUST** be returned with this response.**

Enclosed:  PCT/DO/EO/917  Notice of Defective Translation  *Lamont H. Hollar*  
 PTO-875

FORM PCT/DO/EO/905 (December 1997)

National Stage Processing  
 Telephone: (703) 356-3888

**BEST AVAILABLE COPY**